

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Larry Harris et al.  
 Serial No : 09/852,313  
 Filed : May 9, 2001  
 For : Process for Applying Microcapsules to Textile Materials and  
       Products Formed by the Process  
 Examiner : Elizabeth M. Cole  
 Art Unit : 1771

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Mail Stop Amendment  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

**REQUEST FOR EXTENSION OF TIME PURSUANT TO 37 CFR 1.136(a)**

Dear Sir:

Applicant respectfully requests a one month extension of time in which to respond to the Official Action mailed June 7, 2004, in the above-identified application. This extension of time will extend the period for filing to expire on October 7, 2004.

Enclosed is a check for \$110.00 for the extension fee. The Commissioner is also hereby authorized to charge any additional fees required by this action, or credit any overpayment, to Deposit Account No. 16-1435. A duplicate of this sheet is enclosed for that purpose.

The Office is respectfully invited to contact J. Michael Boggs at (336) 747-7536, to discuss any matter relating to this application.

Respectfully submitted,

10/7/04  
 Date  
 Kilpatrick Stockton LLP  
 1001 West Fourth Street  
 Winston-Salem, NC 27101  
 (336) 747-7536  
 (336) 734-2632 (facsimile)

  
 J. Michael Boggs  
 Reg. No. 46,563

41872-249694  
 WINLIB01:1097130.1

**JCS  
FEE TRANSMITTAL  
for FY 2002**

*Fees are subject to annual revision.*

*Applicant claims small entity status. See 37 CFR 1.27*

**TOTAL AMOUNT OF PAYMENT** (\$ 110)

**Complete If Known**

|                      |                     |
|----------------------|---------------------|
| Application Number   | 09/852,313          |
| Filing Date          | May 9, 2001         |
| First Named Inventor | Larry Harris et al. |
| Examiner Name        | Elizabeth M. Cole   |
| Group / Art Unit     | 1771                |
| Attorney Docket No.  | 41872-249694        |

**METHOD OF PAYMENT (check all that apply)**

Check  Credit card  Money  Other  None  
Order

Deposit Account:

Deposit  
Account  
Number

16-1435

Deposit  
Account  
Name

The Commissioner is authorized to: (check all that apply)  
 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee  
 to the above-identified deposit account.

**FEE CALCULATION**

**1. BASIC FILING FEE**

| Large Entity | Small Entity |
|--------------|--------------|
|--------------|--------------|

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description        | Fee Paid |
|----------|----------|----------|----------|------------------------|----------|
| 101      | 740      | 201      | 370      | Utility filing fee     |          |
| 106      | 330      | 206      | 165      | Design filing fee      |          |
| 107      | 510      | 207      | 255      | Plant filing fee       |          |
| 108      | 740      | 208      | 370      | Reissue filing fee     |          |
| 114      | 160      | 214      | 80       | Provisional filing fee |          |

SUBTOTAL (1)

(\$ 0)

**2. EXTRA CLAIM FEES**

| Total Claims       | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Independent Claims | ** = 0       | X 0 = 0        |          |
| Multiple Dependent | ** = 0       | X 0 = 0        |          |

| Large Entity | Small Entity |
|--------------|--------------|
|--------------|--------------|

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  |
|----------|----------|----------|----------|--|
| 103      | 18       | 203      | 9        | Claims in excess of 20                                     |
| 102      | 84       | 202      | 42       | Independent claims in excess of 3                          |
| 104      | 280      | 204      | 140      | Multiple dependent claim, if not paid                      |
| 109      | 84       | 209      | 42       | ** Reissue independent claims over original patent         |
| 110      | 18       | 210      | 9        | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

(\$ 0)

\*\* or number previously paid, if greater; For Reissues, see above

**3. ADDITIONAL FEES**

| Large Entity | Small Entity |
|--------------|--------------|
|--------------|--------------|

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|----------|----------|----------|----------|--|----------|
| 105      | 130      | 205      | 65       | Surcharge - late filing fee or oath  |          |
| 127      | 50       | 227      | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 139      | 130      | 139      | 130      | Non-English specification  |          |
| 147      | 2,520    | 147      | 2,520    | For filing a request for reexamination                                     |          |
| 112      | 920*     | 112      | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 113      | 1,840*   | 113      | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 115      | 110      | 215      | 55       | Extension for reply within first month                                     | 110      |
| 116      | 400      | 216      | 200      | Extension for reply within second month                                    |          |
| 117      | 920      | 217      | 460      | Extension for reply within third month                                     |          |
| 118      | 1,440    | 218      | 720      | Extension for reply within fourth month                                    |          |
| 128      | 1,960    | 228      | 980      | Extension for reply within fifth month                                     |          |
| 119      | 320      | 219      | 160      | Notice of Appeal   |          |
| 120      | 320      | 220      | 160      | Filing a brief in support of an appeal                                     |          |
| 121      | 280      | 221      | 140      | Request for oral hearing   |          |
| 138      | 1,510    | 138      | 1,510    | Petition to institute a public use proceeding                              |          |
| 140      | 110      | 240      | 55       | Petition to revive – unavoidable   |          |
| 141      | 1,280    | 241      | 640      | Petition to revive – unintentional   |          |
| 142      | 1,280    | 242      | 640      | Utility issue fee (or reissue)   |          |
| 143      | 460      | 243      | 230      | Design issue fee   |          |
| 144      | 620      | 244      | 310      | Plant issue fee  |          |
| 122      | 130      | 122      | 130      | Petitions to the Commissioner  |          |
| 123      | 50       | 123      | 50       | Processing fee under 37 CFR 1.17 (q)                                       |          |
| 126      | 180      | 126      | 180      | Submission of Information Disclosure Stmt                                  |          |
| 581      | 40       | 581      | 40       | Recording each patent assignment per property (times number of properties) |          |
| 146      | 740      | 246      | 370      | Filing a submission after final rejection (37 CFR § 1.129(a))              |          |
| 149      | 740      | 249      | 370      | For each additional invention to be examined (37 CFR § 1.129(b))           |          |
| 179      | 740      | 279      | 370      | Request for Continued Examination (RCE)                                    |          |
| 169      | 900      | 169      | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 110)

**SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)

J. Michael Boggs

Registration No. Attorney/Agent)

46,563

Telephone

(336) 747-7536

Signature

Date

10/17/04

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.